

State of Arizona
House of Representatives
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 153

HOUSE BILL 2267

AN ACT

AMENDING TITLE 28, CHAPTER 11, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-4847; RELATING TO ABANDONED, SEIZED AND JUNK VEHICLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 28, chapter 11, article 2, Arizona Revised Statutes,
3 is amended by adding section 28-4847, to read:

4 28-4847. Insurance companies; release; fees

5 A. ON PAYMENT OF ALL REASONABLE TOWING, STORAGE AND RELATED FEES, A
6 TOWING COMPANY SHALL RELEASE A TOWED VEHICLE TO A PERSON DESIGNATED IN
7 WRITING BY AN INSURANCE COMPANY. THE TOWING COMPANY SHALL RELEASE THE
8 VEHICLE DURING NORMAL BUSINESS HOURS ON THE DAY THE REQUEST FOR RELEASE IS
9 RECEIVED BY THE TOWING COMPANY. THE REQUEST FOR RELEASE SHALL BE IN WRITING
10 AND:

11 1. SHALL INDICATE THE NAME OF THE INSURER AS WELL AS THE NAME,
12 ADDRESS, TELEPHONE AND FAX NUMBER OF A REPRESENTATIVE OF THE INSURER.

13 2. SHALL INCLUDE THE NAME OF THE INSURED AND THE NAME OF THE CLAIMANT,
14 IF APPLICABLE.

15 3. SHALL INCLUDE THE INSURER'S CLAIM NUMBER AND THE NAME OF THE PERSON
16 TO WHOM THE INSURER AUTHORIZES RELEASE OF THE VEHICLE.

17 4. SHALL BE SIGNED BY AN AUTHORIZED REPRESENTATIVE OF THE INSURER.

18 5. MAY BE FAXED, MAILED OR HAND DELIVERED TO THE TOWING COMPANY.

19 B. A TOWING COMPANY SHALL NOT CHARGE ADDITIONAL STORAGE FEES FOR A
20 VEHICLE THAT IS NOT RELEASED AFTER A REQUEST HAS BEEN MADE PURSUANT TO
21 SUBSECTION A.

22 C. THIS SECTION DOES NOT CREATE A CAUSE OF ACTION OR A RIGHT TO BRING
23 AN ACTION AGAINST A TOWING COMPANY FOR RELEASING A MOTOR VEHICLE.

APPROVED BY THE GOVERNOR MAY 6, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 6, 2003.



Passed the House March 3, 2003,

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

Jake Flake
Speaker of the House

Norman L. Fyooze
Chief Clerk of the House

Passed the Senate April 10, 2003

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

Ken Bennett
President of the Senate

Channing Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

 day of , 20 ,

at o'clock M.

Secretary to the Governor

Approved this day of

 , 20 ,

at o'clock M.

Governor of Arizona

H.B. 2267

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this day of , 20 ,

at o'clock M.

Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 30, 2003,

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

Mike Iliak
Speaker of the House
Norman L. Moore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

30 day of April, 2003

at 12:21 o'clock P M.

Sandra Chamurel
Secretary to the Governor

Approved this 6 day of

May, 2003,

at 2¹⁰ o'clock P M.

Jon R. Ralston
Governor of Arizona

H.B. 2267

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 6 day of May, 2003

at 4:26 o'clock P M.

Janice K. Brewer
Secretary of State